

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

EDGAR W. TUTTLE, ERIC BRAUN, and
THE BRAUN FAMILY TRUST by its co-
trustee ERIC BRAUN, on behalf of
themselves and all others similarly situated,

Plaintiffs,

v.

SKY BELL ASSET MANAGEMENT,
LLC, *et al.*,

Defendants.

No. C 10-03588 WHA

**ORDER FINALIZING
CLASS NOTICE PLAN**

On March 6, 2012, an order issued tentatively resolving all matters related to class notice (Dkt. No. 326). The parties had until March 12, to file objections. Defendant Rothstein, Kass, & Company, PC, responded, indicating it concurs with the proposed form of class notice, means of dissemination, and schedule (Dkt. No. 327). Plaintiffs responded, indicating they have no objection to the class notice or the means of dissemination, but requesting that the deadline for mailing class notice be extended to March 23 (Dkt. No. 328). The deadline will be so extended.

The class notice filed concurrently herewith has been revised and finalized. Two revisions were made: (1) addition of opt-out date and (2) addition of the following language under Section 6: "*Class members may enter an appearance through an attorney if the member so desires.*"


The Class administrator shall mail the official class notices (with contact information for the class administrator completed and using the most up-to-date contact information for

1 prospective class members provided to it by class counsel) to prospective class members as
2 official class notice. The notices must be disseminated by **MARCH 23, 2012**. All other provisions
3 regarding class notice in the order dated March 6 are confirmed.

4 Class counsel is reminded that after the opt-out period has closed, class counsel shall file
5 an updated report on class size with the finalized class rosters appended. This should be done by
6 **MAY 16**. Class counsel shall also file a statement reporting the date on which the class-notice
7 mailing is completed. This statement is due **MARCH 30**.

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9 **IT IS SO ORDERED.**

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11 Dated: March 14, 2012.



12 WILLIAM ALSUP
13 UNITED STATES DISTRICT JUDGE
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